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| <b>TRANSMITTAL LETTER TO THE UNITED STATES<br/>DESIGNATED/ELECTED OFFICE (DO/EO/US)<br/>CONCERNING A SUBMISSION UNDER 35 U.S.C. 371</b> |  | ATTORNEY'S DOCKET NUMBER<br>ASZD-P01-758                            |
|   |  | U.S. APPLICATION NO. (If known, see 37 CFR 1.5)<br><b>10/519897</b> |
| INTERNATIONAL APPLICATION NO.<br>PCT/GB2003/002811  | INTERNATIONAL FILING DATE<br>1 July 2003 | PRIORITY DATE CLAIMED<br>5 July 2002                                |
| TITLE OF INVENTION<br>DIPHENYLAZETIDINONE DERIVATIVES FOR TREATING DISORDERS OF THE LIPID METABOLISM                                    |  |   |
| APPLICANT(S) FOR DO/EO/US<br>Starke et al.  |  |   |

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

- ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
- ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
- ☒ This is an express request to begin national examination procedures (35 U.S.C. 371 (f)). The submission must include items (5), (6), (9) and (21) indicated below.
- ☒ The US has been elected (Article 31).
- ☒ A copy of the International Application as filed (35 U.S.C. 371 (c)(2))
  - ☐ is attached hereto (required only if not communicated by the International Bureau).
  - ☒ has been communicated by the International Bureau.
  - ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
- ☐ An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)).
  - ☐ is attached hereto.
  - ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
- ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
  - ☐ are attached hereto (required only if not communicated by the International Bureau).
  - ☐ have been communicated by the International Bureau.
  - ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - ☒ have not been made and will not be made.
- ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).
- ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
- ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).

**Items 11 to 20 below concern document(s) or information included:**

- ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
- ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
- ☒ A preliminary amendment.
- ☒ An Application Data Sheet under 37 CFR 1.76.
- ☐ A substitute specification.
- ☐ A power of attorney and/or change of address letter.
- ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
- ☒ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
- ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
- ☒ Other items or information: Return Receipt Postcard

PTO-1390 (Rev. 12-2004)

Approved for use through 03/31/2007. OMB 0651-0021

U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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| U.S. APPLICATION NO. (if known, see 37 CFR 1.5)<br><b>10/519897</b> |  | INTERNATIONAL APPLICATION NO.<br>PCT/GB2003/002811 |  | ATTORNEY'S DOCKET NUMBER<br>ASZD-P01-758 |  |
|---|--|--|--|--|--|

21. The following fees are submitted:

|   | Applicant Use | Office Use Only   |
|---|---------------|---|
| <input checked="" type="checkbox"/> a) Basic national fee ..... \$300.00  | \$ 300.00     |   |
| <input checked="" type="checkbox"/> b) Examination fee ..... \$200.00   | \$ 200.00     |   |
| <input checked="" type="checkbox"/> c) Search fee ..... \$500.00  | \$ 500.00     |   |
| <b>TOTAL OF ABOVE CALCULATIONS =</b> \$1000.00  | \$ 1,000.00   |   |
| <input checked="" type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. |               |   |
| Total Sheets  | Extra sheets  | Number of each additional 50 or fraction thereof (round up to a whole number) |
| 129 - 100 =   | 29 /50 =      | 1   |
|   |               | RATE<br>x \$250.00  |
|   |               | 250.00  |
| Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).   |               |   |
| \$  |               |   |
| CLAIMS  | NUMBER FILED  | NUMBER EXTRA  |
| Total claims  | 37 - 20 =     | 17  |
| Independent claims  | 1 - 3 =       | x   |
|   |               | RATE  |
|   |               | 50.00   |
|   |               | \$ 850.00   |
|   |               | \$ 0.00   |
| MULTIPLE DEPENDENT CLAIM(s) (if applicable)   |               | + 360.00  |
|   |               | \$ 360.00   |
| <b>TOTAL OF ABOVE CALCULATIONS =</b>  |               | \$ 2,460.00   |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.  |               |   |
| \$  |               |   |
| <b>SUBTOTAL =</b>   |               |   |
| \$ 2,460.00   |               |   |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492 (f)).  |               |   |
| +   |               |   |
| <b>TOTAL NATIONAL FEE =</b>   |               |   |
| \$ 2,460.00   |               |   |
| Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property   |               |   |
| +   |               |   |
| <b>TOTAL FEES ENCLOSED =</b>  |               |   |
| \$ 2,500.00   |               |   |
| Amount to be refunded:  |               | \$  |
| Amount to be charged:   |               | \$  |

a. ☐ A check in the amount of \$ \_\_\_\_\_ to cover the above fees is enclosed.

b. ☒ Please charge my Deposit Account No. 18-1945 in the amount of \$ 2,500.00 to cover the above fees. A duplicate copy of this sheet is enclosed.

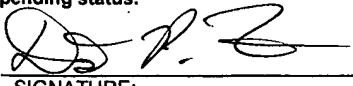
c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 18-1945. A duplicate copy of this sheet is enclosed.

d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. **Credit card information should not be included on this form.** Provide credit card information and authorization on PTO-2038.

**NOTE:** Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:

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 David P. Halstead, Ph.D.  
 NAME  
 44,735  
 REGISTRATION NUMBER

Application No. (if known): Not Yet Assigned

Attorney Docket No.: ASZD-P01-758

**Certificate of Express Mailing Under 37 CFR 1.10**

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. EV323525720US in an envelope addressed to:

MS PCT  
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P.O. Box 1450  
Alexandria, VA 22313-1450

on December 31, 2004  
Date

  
Signature

Mary Jane DiPalma

Typed or printed name of person signing Certificate

Registration Number, if applicable

Telephone Number

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Transmittal Letter to the US Designated-Elected Office (2 pages)  
Preliminary Amendment (4 pages)  
Copy of PCT/GB2003/002811 (134 pages)  
Application Data Sheet (4 pages)  
Combined Declaration and Power of Attorney (3 pages)  
Recordation Form Cover Sheet and Assignment (4 pages)  
Charge \$2,540.00 to deposit account 18-1945  
This Certificate of Express Mail  
Return Receipt Postcard